

# Exhibit 1

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THE COURT: Good.

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MR. HUDSON: So we only have a couple of issues, mainly, you know, what the plaintiffs have agreed to do is

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to go back in and look at the responses to the

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interrogatories, requests for production, clean them up, you

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know, take out some of the objections that aren't

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appropriate. They're also going to specify what documents

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respond to which requests under Rule 34 and, you know, and

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other objections we had dealt with requests for information

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related to actual damages, but they're going to provide

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stipulation that they're not going to seek actual damages in

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this case.

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MR. GIOIA: Just to clarify, for lack of damage,

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we lost profits and we're seeking damages, statutory --

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THE COURT: Okay, you're not seeking lost profits,

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is that right, Mr. Gioia?

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MR. GIOIA: That is correct.

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THE COURT: Okay, go ahead.

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MR. HUDSON: That streamlines this case

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substantially. Your Honor, the only things that we could

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not come to an agreement on is some information that Mr.

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Fischer, he's actually here in the courtroom today, claims

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is proprietary. We offered up that, you know, we'd be more

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than happy to have a protective order in this case, we'd